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3 **UNITED STATES DISTRICT COURT**
4 **DISTRICT OF NEVADA**

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6 DITECH FINANCIAL LLC; FEDERAL
7 NATIONAL MORTGAGE
8 ASSOCIATION,

9 Plaintiffs,

10 v.

11 WOODCREST HOMEOWNERS
12 ASSOCIATION; ABACUS 8, LLC; and
13 ABSOLUTE COLLECTION SERVICES,
14 LLC,

15 Defendants.

Case No. 2:16-cv-02636-APG-DJA

ORDER

16 This matter is before the Court on Defense Counsel Shane D. Cox's Motion to Withdraw
17 as Counsel (ECF No. 38), filed on December 13, 2019. Pursuant to Local Rule ("LR") IA 11-6,
18 "[n]o attorney may withdraw after appearing in a case except by leave of Court after notice has
19 been served on the affected client and opposing counsel." See LR IA 11-6(b). Having reviewed
20 the motion, the Court finds that requirements of LR IA 11-6(b) have been met.

21 Further, the Court will require that Defendant Absolute Collection Services, LLC advise
22 the Court if it will retain new counsel by January 21, 2020 as it must retain new counsel if it
23 intends to continue to litigate this matter. *See United States v. High Country Broad.*, 3 F.3d 1244,
24 1245 (9th Cir. 1993) (per curiam); *In re Am. W. Airlines*, 40 F.3d 1058, 1059 (9th Cir. 1994)
25 (stating that "[c]orporations and other unincorporated associations must appear in court through
26 an attorney."). Filing a notice of new counsel on or before January 21, 2020 is sufficient to
27 comply with the Court's order. Failure to respond may result in a recommendation to the United
28 States District Judge assigned to this case that dispositive sanctions be issued against Defendant
Absolute Collection Services, LLC, including dismissal of this action.

1 **IT IS HEREBY ORDERED** that Defense Counsel Shane D. Cox's Motion to Withdraw
2 as Counsel (ECF No. 38) is **granted**.

3 **IT IS FURTHER ORDERED** that Defendant Absolute Collection Services, LLC shall
4 have until **January 21, 2020** to advise the Court if it will retain new counsel. Failure to notify the
5 Court as to their new representation may subject it to dispositive sanctions, including a
6 recommendation for dismissal of this action.

7 **IT IS FURTHER ORDERED** that the Clerk of the Court shall add the last known
8 address of Defendants to the civil docket and send a copy of this Order to Defendants' last known
9 address:

10 Absolute Collection Services, LLC
11 6440 Sky Pointe Dr., Ste. 140-154
12 Las Vegas, NV 89131
13 813-701-9108

14 DATED: December 19, 2019

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17 DANIEL J. ALBREGTS
18 UNITED STATES MAGISTRATE JUDGE
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